

NOTICE OF TEMPORARY VARIANCE

Baxter Healthcare Corporation  
Permit 0544-AR-16

Notice is hereby given under Ark. Code Ann. § 8-4-230 that the Director of the Division of Environmental Quality (DEQ), 5301 Northshore Drive, North Little Rock, AR 72118-5317, has granted Elemental Environmental Solutions, LLC's request for a temporary variance from Permit 0544-AR-16 to allow the operation of additional control equipment including regenerative thermal oxidizers intended to control emissions of ethylene oxide. As a condition of this variance, Baxter Health Corporation must perform testing to ensure compliance with all emission limits in their current permit upon resuming operations, provide testing results to DEQ, and verify they are meeting all emissions limits in writing. Activities associated with the temporary variance will take place at the following site address:

Baxter Healthcare Corporation  
AFIN: 03-00002  
1900 North Highway 201  
Mountain Home AR, 72653

This temporary variance is limited to a period of ninety days from the date granted or until a permit modification addressing the additional control equipment becomes effective, whichever occurs first. This decision is subject to and contingent upon the right of the public to object to the Director's decision. Any member of the public may object to the Director's decision or request a public hearing within ten (10) business days of the date of this notice. Objections or requests for a public hearing will be accepted if submitted no later than 4:30 pm Central Standard Time on the last day of the comment period. Written objections or a request for a public hearing should be sent to: Division of Environmental Quality, ATTN: Office of Air Quality, 5301 Northshore Drive, North Little Rock, AR 72118-5317.

After consideration of any timely written objections, the Director may revoke or modify the conditions of this temporary variance within thirty (30) calendar days of the date of this decision for compelling reasons or good cause shown. The Director's revocation or modification of her prior decision becomes a final decision and will be sent to the applicant and those persons who submitted timely objections. If the Director's initial decision is not revoked or modified within thirty (30) calendar days of the date of the decision, the decision is deemed final for purposes of appeal.

Dated February 21, 2020

Becky W. Keogh, Director  
Division of Environmental Quality